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12  
13 IN THE UNITED STATES DISTRICT COURT  
14 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
15 SAN FRANCISCO DIVISION

16 **PEOPLE OF THE STATE OF CALIFORNIA**  
17 *ex rel.* **EDMUND G. BROWN JR.,**  
18 **ATTORNEY GENERAL OF THE STATE OF**  
**CALIFORNIA,**

19 Plaintiff,

20 v.

21 **ENVIRONMENTAL PROTECTION**  
22 **AGENCY,**

23 Defendant.

Case No.: C 08-00735 SC

**[PROPOSED] ORDER GRANTING  
PLAINTIFF'S MOTION FOR  
VAUGHN INDEX**

Date: April 25, 2008  
Time: 10:00 a.m.  
Place: Courtroom 1, 17th Floor  
Judge: Hon. Samuel Conti

24 This Court having considered the papers and arguments submitted in connection with  
25 Plaintiff's Motion for a *Vaughn* Index, and the record in this case, and good cause appearing,

26 IT IS HEREBY ORDERED as follows:

27 Plaintiff's Motion for a *Vaughn* Index is GRANTED. Defendant the Environmental  
28

Protection Agency shall serve and file a *Vaughn* index no later than 14 days from the date of this Order. Such index shall consist of an itemized index of all those documents withheld that are the subject of this suit, indicating in detail, with respect to each document or segregable portion thereof, the nature of the information contained in it and the justification for withholding it. The index shall specify, for each document or segregable portion thereof, at a minimum, the following:

(a) The author(s) of the document, to the extent indicated in the document and/or known to the agency;

(b) The date the document was prepared, to the extent indicated in the document and/or known to the agency;

(c) The addressee(s) of the document, to the extent indicated in the document and/or known to the agency;

(d) Any additional person(s) to whom the document was circulated or made available, to the extent indicated in the document;

(e) The subject matter of the document;

(f) The exemption claimed;

(g) A detailed justification of the basis for each claim of exemption, including but not limited to a description of the extent to which the portion withheld consist of factual materials, and a detailed explanation of why withheld factual material and/or non-exempt material cannot be segregated and produced, if applicable; and

(h) A particularized explanation of how disclosure would damage the interest protected by the claimed exemption.

**IT IS SO ORDERED.**

DATED: \_\_\_\_\_, 2008

\_\_\_\_\_  
HONORABLE SAMUEL CONTI  
UNITED STATES DISTRICT COURT